STATE OF NEW YORK

3929

2021-2022 Regular Sessions

IN SENATE

February 1, 2021

Introduced by Sens. KENNEDY, KAPLAN -- read twice and ordered printed, and when printed to be committed to the Committee on Energy and Telecommunications

AN ACT amending the public service law, in relation to establishing a commercial tariff on certain electric vehicles

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. The public service law is amended by adding a new section 66-q to read as follows:

§ 66-q. Electric vehicle charging; commercial tariff. 1. Definitions. For purposes of this section, the term "electric vehicles" shall mean and include a motor vehicle that:

(a) was manufactured for use primarily on public streets, roads and highways;

(b) the powertrain of which has not been modified from the original manufacturer's specifications;

(c) has a maximum speed capability of at least fifty-five miles per hour; and

(d) is propelled at least in part by an electric motor and associated power electronics which provide acceleration torque to the drive wheels sometime during normal vehicle operations, and that draws electricity from a hydrogen fuel cell or from a battery that:

(i) has a capacity of not less than four kilowatt hours; and

(ii) is capable of being recharged from an external source of electricity.

2. Each combination gas and electric corporation shall file an application with the commission to establish a commercial tariff utilizing alternatives to traditional demand-based rate structures to facilitate faster charging for eligible light duty, heavy duty, and fleet electric vehicles. Each tariff shall evaluate the relative costs, benefits, and ancillary related costs and benefits associated with various faster

EXPLANATION--Matter in *italics* (underscored) is new; matter in brackets [-] is old law to be omitted.

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charging rate designs and do so for multiple scenarios where each predicts a different rate of electric vehicle adoption.

3. The commission shall, after notice and opportunity for public comment, approve, modify, or reject the tariff.

4. Within sixty days of commission approval of a combination gas and electric corporation's tariff filed under this section, such combination gas and electric corporation shall make the tariff available to customers.

5. The combination gas and electric corporation may at any time propose revisions to a tariff filed under this section based on changing costs or conditions.

6. Each combination gas and electric corporation providing a tariff under this section shall periodically report to the commission, as established by the commission and on a form prescribed by the commission, the following information:

(a) the number of customers who have arranged to have electricity delivered under the tariff; and

(b) the total amount of electricity delivered under the tariff.

§ 2. This act shall take effect on the one hundred eightieth day after it shall have become a law.